

# **U.S. Department of the Interior Bureau of Land Management**

---

**Documentation of Categorical Exclusion  
DOI-BLM-NV-L030-2015-0001-CX  
November 4, 2014**

**Tikaboo Valley Kiosk  
Lincoln County, NV**

Caliente Field Office  
1400 S. Front Street  
Caliente, Nevada 89008  
Phone: 775 726-8100  
Fax: 775-726-8111



**BLM**



# United States Department of the Interior



BUREAU OF LAND MANAGEMENT

Caliente Field Office

P.O. Box 237 (1400 South Front St.)

Caliente, Nevada 89008-0237

[http://www.blm.gov/nv/st/en/fo/ely\\_field\\_office.html](http://www.blm.gov/nv/st/en/fo/ely_field_office.html)

## A. Background

BLM Office: NVL03000

Proposed Action Title/Type: **Tikaboo Valley Kiosk**

Location of Proposed Action: **see attached map**

Description of Proposed Action:

The Proposed Action is to install a two-panel interpretive kiosk (see Figure 1) along State Highway 375, also known as the Extraterrestrial Highway, west of Hancock Summit. A Categorical Exclusion (CX) is being prepared because of the nature of the project and its siting within a previously-disturbed area in the Nevada Department of Transportation (NDOT) right-of-way for the highway. Permission is being sought from NDOT to construct the kiosk.

The BLM proposes to construct the kiosk sometime between December 2014 and May 2015. BLM fire crews and/or support services staff would install the kiosk using a backhoe or power auger, wheelbarrow, cement mixer, and hand tools. Holes for the three kiosk posts would be approximately 18" in diameter and 30" deep. The holes would be filled with cement to secure the kiosk posts. The kiosk installation would disturb an area of approximately 25 feet by 25 feet (or 0.014 acres).

The kiosk would be installed in a large, flat, partly paved area on the south side of the highway. The site is already graded and contains gravel on the surface with ample existing parking for vehicles. Interpretive information contained in the kiosk would include the Joshua tree hybrid zone and the geology of the area.

### Mitigation Measures:

All resources potentially eligible to the National Register of Historic Places would be avoided by installation of the kiosk. All design features listed in the Risk Assessment for Noxious and Invasive Weeds will be adhered to.

**Figure 1:** Photo of a two-panel kiosk installed in a different location



### **B. Land Use Plan (Plan) Conformance**

LUP Name: **Ely District Record of Decision and Approved Resource Management Plan**

Date Approved/Amended: **August 20, 2008**

A management action (REC-9) in the Recreation section of the Ely Resource Management Plan (RMP) states: “Continue to provide visitor orientation information, interpretive activities, signage, safety programs, and other visitor outreach activities.”

In addition, management decisions for other resources and concerns that would possibly be impacted by the project were reviewed, and it was determined that the proposed action is in conformance with the Plan.

### **C: Compliance with NEPA:**

The Proposed Action is categorically excluded from further documentation under the National Environmental Policy Act (NEPA) in accordance with DM 506 Chapter 11, Section G.4 because there are no extraordinary circumstances potentially having effects that may significantly affect the environment. In accordance with DM 506 Chapter 11, Section G.4. “Placement of recreational, special designation, or information signs, visitor registers, kiosks, and portable sanitation devices” is categorically excluded. The proposed action has been reviewed and none of the extraordinary circumstances described in 43 CFR 46.215 are applicable.

**D: Signature**

Authorizing Official:

  
(Signature)

Date:

11/5/14

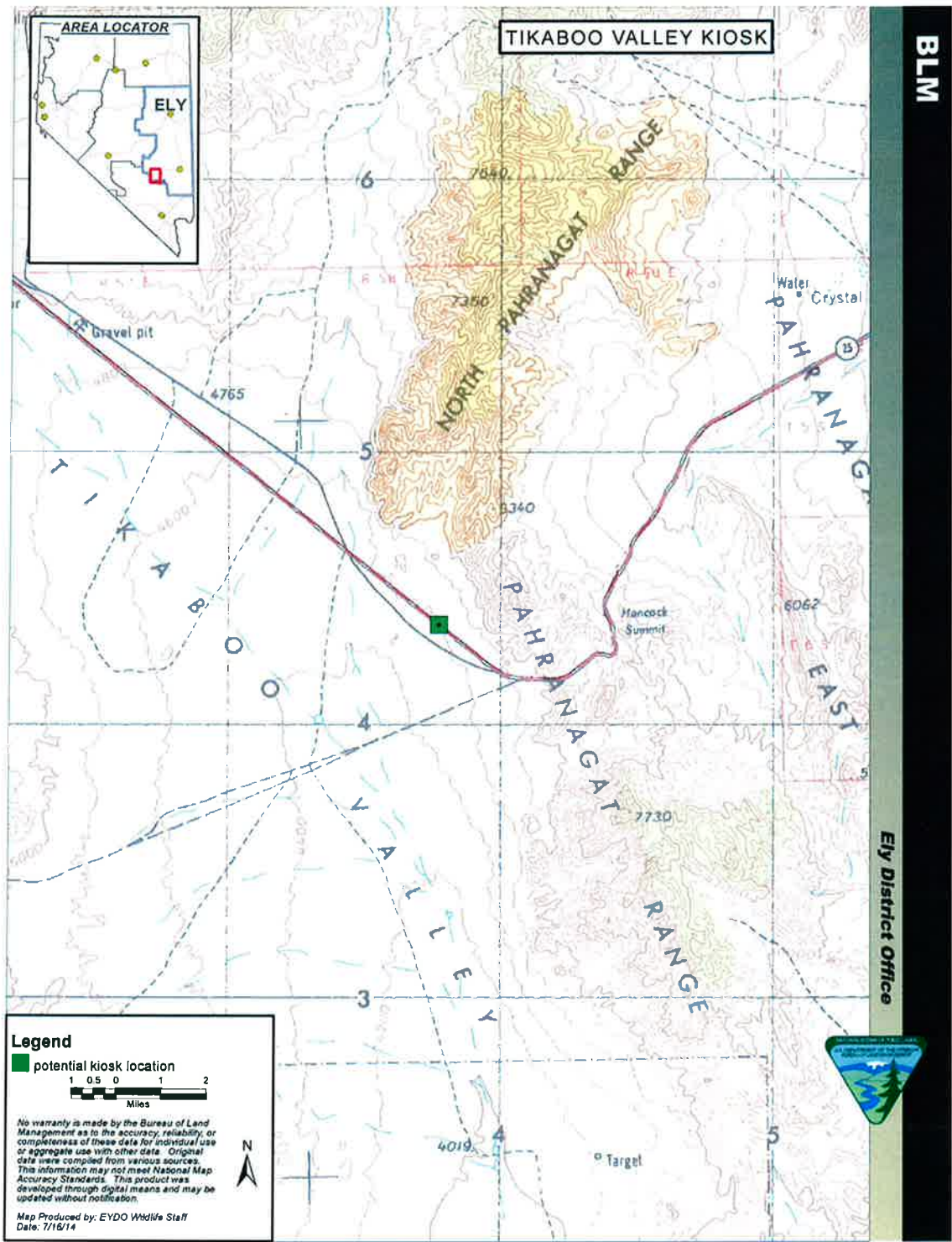
Acting

Field Manager, Caliente Field Office

**Contact Person**

For additional information concerning this CX review, contact

Alicia Styles  
Wildlife Biologist  
Caliente Field Office  
P.O. Box 237  
1400 Front Street  
Caliente, Nevada 89008  
775-726-8128





In Reply Refer To:  
6840 (NVL0300)

## DECISION

**Bureau Of Land Management**  
**1400 Front Street**  
**P.O. Box 237**  
**Caliente, NV 89008-0237**

:  
:  
:  
:

DOI-BLM-NV-L030-2015-0001-CX

It is my decision to approve the DOI-BLM-NV-L030-2015-0001-CX and implement installation of the Tikaboo Valley kiosk as described in the *Documentation of Land Use Plan Conformance and non-statutory Categorical Exclusion of Federal Action* associated with the proposal. *In accordance with 43 CFR 46.205(a) and 516 DM 11.9, this decision is in full force and effective immediately.*

### **Background Information:**

#### **Scoping and Public Involvement:**

An Interdisciplinary team scoped the proposed action for extraordinary circumstances in the Caliente Field Office on October 7, 2014 including Interdisciplinary team members from the Ely District Office. Team members determined that there would not be significant or otherwise unacceptable impacts to the resources and concerns identified in the attached *Extraordinary Circumstances Review Record*. In addition, the proposal would not:

Have highly controversial environmental effects or involve unresolved conflicts concerning alternative uses of available resources [NEPA section 102(2)(E). (43 CFR 46.215 (c)):

**Rationale:** Minor noise and localized disturbance will be generated during construction of the kiosk. Several kiosks have been installed in the Ely District in the past without any controversial effects or unresolved conflicts of resource use.

Have highly uncertain and potentially significant environmental effects or involve unique or unknown environmental risks (43 CFR 46.215 (d)):

**Rationale:** Minor noise and localized disturbance will be generated during construction of the kiosk. Several kiosks have been installed in the Ely District in the past, and no unique or unknown effects are anticipated.

Establish a precedent for future action or represent a decision in principle about future actions with potentially significant environmental effects (43 CFR 46.215 (e)):

**Rationale:** Kiosk construction has occurred in the past, and measures will be taken to avoid possible impacts that may occur due to the construction activities.

Have a direct relationship to other actions with individually insignificant but cumulatively significant environmental effects (43 CFR 46.215 (f)):

**Rationale:** This action is not connected to any other actions in the area.

Violate a Federal law, or a State, local, or tribal law or requirement imposed for the protection of the environment. (43 CFR 46.215 (i))

**Rationale:** This action does not violate a Federal law, or a State, local, or tribal law or requirement imposed for the protection of the environment. (43 CFR 46.215 (i))

**Rationale For Decision:**

As determined on the associated *Documentation of Land Use Plan Conformance and Non-statutory Categorical Exclusion of Federal Action*, the proposed action is in conformance with the Ely District Record of Decision. The Approved Resource Management Plan (August 20, 2008) and the qualifications of a categorical exclusion. No further environmental analysis is required based on review of the proposal and the 12 exceptions to categorical exclusions.

**Appeal:**

This decision may be appealed to the Interior Board of Land Appeals (Board), U. S. Department of the Interior (DOI) Office of Hearings and Appeals, in accordance with the regulations contained in 43 CFR, Part 4. The appellant has the burden of showing that the decision appealed from is in error. If an appeal is taken, a notice of appeal must be filed at the Bureau of Land Management, Caliente Field Office, 1400 S Front St., Caliente, NV within 30 days of either of receipt of the decision if served a copy of the document, or otherwise within 30 days of the date of the decision. If sent by United States Postal Service, the notice of appeal must be sent to the following address:

Bureau of Land Management  
Caliente Field Office  
P O Box 237  
Caliente, NV 89008-0237

The appeal may include a statement of reasons at the time the notice of appeal is filed, or the statement of reasons may be filed within 30 days of filing this appeal. At the same time the original documents are filed with this office, copies of the notice of appeal, statement of reasons, and all supporting documentation also must be sent to the U. S. DOI Solicitor at the following address:

Regional Solicitor, Pacific Southwest Region  
U.S. Department of the Interior  
2800 Cottage Way, Room E-2753  
Sacramento, CA 95825-1890

If a statement of reasons is filed separately from the notice of appeal, it also must be sent to the following location within 30 days after the notice of appeal was filed:

Interior Board of Land Appeals  
Office of Hearings and Appeals  
4015 Wilson Boulevard  
Arlington, VA 22203

This Decision will remain in effect during the appeal unless a petition for Stay is granted. If the appellant wishes to file a petition pursuant to regulations at 43 CFR 4.21 for a stay of the effectiveness of this

decision during the time that the appeal is being reviewed by the Board, the petition for a stay must accompany the notice of appeal. A petition for a stay is required to show sufficient justification based on the standards listed below. If the appellant requests a stay, the appellant has the burden of proof to demonstrate that a stay should be granted.

### **Standards for Obtaining a Stay**

Except as otherwise provided by law or by other pertinent regulation, a Petition for a Stay of a Decision pending appeal shall show sufficient justification based on the following standards:

- (1) The relative harm to the parties if the stay is granted or denied,
- (2) The likelihood of the appellant's success on the merits,
- (3) The likelihood of immediate and irreparable harm if the stay is not granted, and
- (4) Whether the public interest favors granting the stay.

Approved By: \_\_\_\_\_

*[Signature]*  
Acting

Field Manager  
Caliente Field Office

*11/5/14*

\_\_\_\_\_  
Date